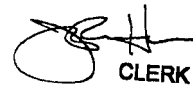


UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
WESTERN DIVISION

FILED

NOV 09 2005


CLERK

JENNIFER VAN METER,

Plaintiff,

vs.

FRESH START CONVENIENCE
STORES, INC.,

Defendant.

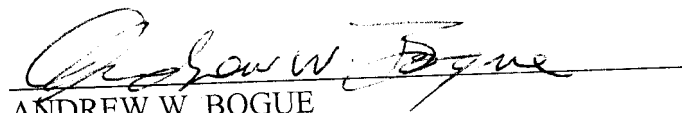
CIV. 05-5044

ORDER OF DISMISSAL

Pursuant to the stipulation of the parties, it is hereby
ORDERED that this action is dismissed on its merits, with prejudice, and without costs to
any party.

Dated this 9th day of November, 2005.

BY THE COURT:


ANDREW W. BOGUE
SENIOR DISTRICT JUDGE